



Christopher R. Clark, Councilmember
John M. Inks, Councilmember
R. Michael Kasperzak, Jr., Councilmember

Ken S. Rosenberg, Vice Mayor
John McAlister, Councilmember
Leonard M. Siegel, Councilmember

Daniel H. Rich, City Manager
Lorrie Brewer, City Clerk

Patricia Showalter, Mayor

Jannie L. Quinn, City Attorney

Council Chambers - 500 Castro St.

5:00 PM

Tuesday, November 22, 2016

**JOINT MEETING OF THE CITY COUNCIL (REGULAR) AND THE SHORELINE
REGIONAL PARK COMMUNITY (SPECIAL)**

THIS MEETING WILL BE TELECONFERENCED (G.M.T. TIME ZONE) PURSUANT TO GOVERNMENT CODE SECTION 54953(B) WITH COUNCILMEMBER KASPERZAK PARTICIPATING IN THE MEETING FROM THE RESIDENCE AT 6311 RIDGE DR. #23, BENZONIA, MI 49616. THE TELECONFERENCE LOCATION IS ACCESSIBLE TO THE PUBLIC AND AN AGENDA FOR THE MEETING WILL BE POSTED AT THAT LOCATION PURSUANT TO GOVERNMENT CODE SECTION 54953(B)(3). MEMBERS OF THE PUBLIC HAVE THE OPPORTUNITY TO ADDRESS THE LEGISLATIVE BODY AT THIS LOCATION.

5:00 P.M.-STUDY SESSION, PART I

1. CALL TO ORDER

2. ROLL CALL

Councilmembers Clark, Inks, Kasperzak, McAlister, Siegel, Vice Mayor Rosenberg, and Mayor Showalter

3. STUDY SESSION

3.1 Mountain View Transit Center Master Plan.

Recommendation(s): The purpose of this Study Session is to solicit City Council input and direction on conceptual alternatives and key issues for development of the Mountain View Transit Center Master Plan.

Attachment(s): [Study Session Memo](#)

6:30 P.M.-REGULAR SESSION

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Councilmembers Clark, Inks, Kasperzak, McAlister, Siegel, Vice Mayor Rosenberg, and Mayor Showalter

4. CONSENT CALENDAR

These items will be approved by one motion unless any member of the Council or audience wishes to remove an item for discussion. The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.

4.1 Approval of Minutes.

Recommendation(s): That City Council approve the following minutes:

1. October 25, 2016 meeting;
2. November 1, 2016 meeting; and
3. November 15, 2016 meeting.

Attachment(s): [10-25-16 Council Minutes](#)
[11-01-16 Council Minutes](#)
[11-15-16 Council Minutes](#)

4.2 Ordinance Mandating the Use of Online or Electronic Filing of Campaign Statements and Statements of Economic Interest (Second Reading).

Recommendation(s): Adopt an Ordinance Amending Chapter 2 of the Mountain View City Code Mandating the Use of Online or Electronic Filing of Campaign Statements and Statements of Economic Interest (Attachment 1 to the Council report). (First reading: 5-0-2; Kasperzak, Rosenberg absent)

Attachment(s): [Council Report](#)
[ATT 1 - Ordinance](#)

4.3 Amend Chapters 8, 14, and 24 of the City Code and Adopt the 2016 California and 2015 International Codes, Incorporating by Reference Other Uniform Codes (Second Reading).

- Recommendation(s):*
1. Adopt an Ordinance Amending Chapter 8, Articles I, II, III, IV, and V, of the Mountain View City Code, Relating to the Adoption of the 2016 California Building Codes, Incorporating by Reference Other International and Uniform Codes and Adoption of the 2015 International Property Maintenance Code (Attachment 1 to the Council report). (First reading: 6 -1; Inks no)
 2. Adopt an Ordinance Amending Chapter 14, Articles I and II, of the

Mountain View City Code, Relating to the Adoption of the 2015 International Fire Code, Incorporating by Reference the Amendments Adopted by the State of California to Establish the 2016 California Fire Code (Attachment 2 to the Council report). (First reading: 6-1; Inks no)

3. Adopt an Ordinance Amending Chapter 24, Articles I and II, of the Mountain View City Code, Relating to Hazardous Materials (Attachment 3 to the Council report). (First reading: 6-1; Inks no)

Attachment(s): [Council Report](#)

[ATT 1 - Ord. Chapter 8](#)

[ATT 2 - Ord. Chapter 14](#)

[ATT 3 - Ord. Chapter 24](#)

4.4 Library Elevator Modernization, Project 17-54-Approve Plans and Specifications/Authorize Bidding.

Recommendation(s): 1. Approve plans and specifications for modernization of the public use elevators in the Mountain View Public Library, and authorize staff to advertise the project for bids.

2. Authorize the City Manager to award a construction contract to the lowest responsible bidder if the bid is within the project budget.

Attachment(s): [Council Report](#)

4.5 Fiscal Year 2015-16 Annual Compliance Report for Development Impact Fees and Capacity Charges; and Informational Reporting of Park Land Dedication Fee.

Recommendation(s): 1. Review the Fiscal Year 2015-16 Annual Compliance Report for the Below-Market-Rate Housing, Housing Impact, Rental Housing Impact, Downtown Parking In-Lieu, North Bayshore Development Impact, Water Development Impact, Wastewater Development Impact, Water Capacity Charges, and Sewer Capacity Charges funds.

2. Review the Fiscal Year 2015-16 informational report for the Park Land Dedication funds.

3. Adopt a Resolution Making Findings with Respect to the Unexpended Balance of Below-Market-Rate (BMR) Housing Fees and Investment Earnings (California Government Code Section 66000, et seq.), to be read in title only, further reading waived (Attachment 1 to the Council report).

4. Adopt a Resolution Making Findings with Respect to the Unexpended Balance of the Housing Impact Fees and Investment Earnings (California Government Code Section 66000, et seq.), to be read in title only, further reading waived (Attachment 2 to the Council report).

5. Adopt a Resolution Making Findings with Respect to the Unexpended Balance of Parking In-Lieu Fees and Investment Earnings (California Government Code Section 66000, et seq.), to be read in title only, further reading waived (Attachment 3 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Resolution BMR](#)
[ATT 2 - Resolution Housing Impact](#)
[ATT 3 - Resolution Parking In Lieu](#)

4.6 Proposed Ordinance Amendment Regulating the Use of City Trails.

Recommendation(s): Introduce an Ordinance Amending Chapter 38, Regulating the Use of City Parks and Other City Facilities, Amending Article IV, Regulating the Use of City Trails, to Amend Section 38.201 and Delete Section 38.202, to be read in title only, further reading waived, and set the second reading for December 13, 2016 (Attachment 1 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Ordinance](#)
[ATT 2 - PRC Report, October 13, 2016](#)

4.7 Final Map Approval and Summary Vacation, Tract No. 10326, 100 and 420-430 Ferguson Drive.

Recommendation(s): Adopt a Resolution Approving the Final Map of Tract No. 10326, Accepting Dedications, Summarily Vacating a Public Easement, and Making Findings as Required by the City Code, to be read in title only, further reading waived (Attachment 1 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Resolution](#)
[ATT 2 - Final Map](#)
[ATT 3 - Tentative Map Conditions](#)

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

This portion of the meeting is reserved for persons wishing to address the Council on any matter not on the agenda. Speakers are allowed to speak on any number of topics for one three-minute period during the meeting. State law prohibits the Council from acting on nonagenda items.

6. PUBLIC HEARINGS**6.1 Public Hearing on Assessment for Business Improvement Areas (BIAs) No. 1 and No. 2 and Allocation of 2017 BIA Revenues.**

- Recommendation(s):**
1. Adopt a Resolution Levying the Annual Benefit Assessments for Fiscal Year 2016-17 for Downtown Mountain View Business Improvement Area (BIA) No. 1, to be read in title only, further reading waived (Attachment 1 to the Council report).
 2. Adopt a Resolution Levying the Annual Benefit Assessments for Fiscal Year 2016-17 for Downtown Mountain View Business Improvement Area (BIA) No. 2, to be read in title only, further reading waived (Attachment 2 to the Council report).
 3. Approve the Central Business Association (CBA) report.
 4. Authorize the City Manager to execute a contract for services with the CBA for 2017 and authorize the allocation of 2017 revenues from BIA No. 1 and BIA No. 2 to the CBA.

Attachment(s): [Council Report](#)
[ATT 1 - BIA 1 Resolution](#)
[ATT 2 - BIA 2 Resolution](#)
[ATT 3 - BIA Map](#)
[ATT 4 - October 25, 2016 Council Report](#)
[ATT 5 - BIA Annual Report](#)

6.2 Zoning Text Amendments-Seismic Retrofit of Legal Nonconforming Uses and Structures.

- Recommendation(s):** Introduce an Ordinance Amending Article III, Section 36.06.80 and Section 36.06.85, of the Mountain View City Code, Relating to Seismic Retrofits of Legal Nonconforming Soft-Story Structures, to be read in title only, further reading waived (Attachment 1 to the Council report), and set a second reading for December 13, 2016.

Attachment(s): [Council Report](#)
[ATT 1 - Zoning Ordinance Amendment \(Chapter 36\)](#)
[ATT 2 - November 02, 2016 EPC Staff Report](#)

7. NEW BUSINESS**7.1 Artists Selections-Public Art for the Community Center Building Remodel Project.**

Recommendation(s): Select artists LC Studio Tutto (Sofia Lacin and Hennessey Christophel), Counterpoint Studios (Peter Tonningson and Lisa Levine), Nga Trinh, and Stephen Galloway for the commission of public art at the Community Center building located at 201 South Rengstorff Avenue.

Attachment(s): [Council Report](#)
[ATT 1 - Request for Proposals](#)
[ATT 2 - Artists Proposals](#)

IMMEDIATELY FOLLOWING THE 6:30 P.M. REGULAR SESSION - STUDY SESSION**8. STUDY SESSION, PART II****8.1 777 West Middlefield Road.**

Recommendation(s): The purpose of this Study Session is to present the preliminary plans for the proposed demolition of 208 market-rate apartment units and development of 711 apartment units (including 144 affordable units) located at 777 West Middlefield Road and to receive City Council input on the project prior to the formal application being submitted.

Attachment(s): [Council Report](#)
[ATT 1 - Location Map](#)
[ATT 2 - Project Plans](#)
[ATT 3 - Applicant Letter](#)
[ATT 4 - Affordable Housing Proposal](#)
[ATT 5 - Community Correspondence](#)

9. COUNCIL, STAFF/COMMITTEE REPORTS

No action will be taken on any questions raised by the Council at this time.

10. CLOSED SESSION REPORT**11. ADJOURNMENT**

The next Council Meeting will be held on Tuesday, November 29, 2016, at 6:00 p.m. in the Council Chambers, 500 Castro Street.

NOTICE

There is a 90-day limit for the filing of a challenge in Superior Court to certain City administrative decisions and orders which require a hearing by law, the receipt of evidence and the exercise of discretion. The 90-day limit begins on the date the decision is final (Code of Civil Procedure Section 1094.6). Further, if you challenge an action taken by the City Council in court, you may be limited, by California law, including but not limited to Government Code Section 65009, to raising only those issues you or someone else raised in the public hearing, or in written correspondence delivered to the City Council prior to or at the public hearing. The City Council may be requested to reconsider a decision if the request is made prior to the next City Council meeting, regardless of whether it is a regular or special meeting. For information on the next regular or special City Council meeting, please call (650) 903-6304.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office, 500 Castro Street, Third Floor, during normal business hours and at the Council Chambers at City Hall, Second Floor, during the meeting. In addition, such writings and documents will be posted on the City's web site at www.mountainview.gov.

COUNCIL MEETINGS AND AGENDA

The City Council meets regularly on the second and fourth Tuesday of each month at 6:30 p.m. in the Council Chambers at City Hall, 500 Castro Street, Second Floor. Special meetings are called as necessary by the Mayor and noticed at least 24 hours in advance.

Interested parties may review the agenda, minutes and staff reports at the Mountain View Library, 585 Franklin Street, beginning the Thursday evening before each meeting and at the City Clerk's Office, 500 Castro Street, Third Floor, beginning Friday morning. Agenda materials may also be viewed electronically at www.mountainview.gov. Staff reports are also available at the Council Chambers during the meeting.

SPECIAL NOTICE—Reference: Americans with Disabilities Act, 1990. Anyone who is planning to attend the next City Council meeting who is visually or hearing-impaired or has any disability that needs special assistance should call the City Clerk's Office at 903-6304 48 hours in advance of the Council meeting to arrange for assistance. Upon request, in advance, by a person with a disability, City Council meeting agendas and writings distributed during the meeting that are public records will be made available in the appropriate alternative format. Also upon request, in advance, an assistive listening device can be made available for use during the meeting.

The Council meetings are cablecast live on Channel 26 on the Mountain View Comcast cable system and are replayed on Thursday at 6:30 p.m., Saturday at 10:00 a.m., and Sunday at 5:00 p.m. following that week's Council meeting. In addition, Council Regular meetings are webcasted, and interested persons may visit the City's web site at www.mountainview.gov to watch the meetings live on their computer, laptop or PDA device. Archived broadcasts of previous meetings may also be accessed and watched on-line.

The Council may take action on any matter noticed herein, and their consideration and action on the matters noticed herein is not limited by the recommendations indicated in the Agenda or staff report(s). The Council may consider and act on items listed on the agenda in any order and thus all those interested in an item listed on the agenda are advised to be present throughout the meeting (see Policy and Procedure A-13). The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.

By policy, no new items of business will be started after 10:00 p.m., unless an exception is made by vote of the Council.

ADDRESSING THE COUNCIL

Interested persons are entitled to speak on any action item listed on the agenda and are requested to fill out the blue cards available at the rear of the Council Chambers and deposit them with the clerk or at the podium as soon as completed. This will assure that your name and city of residence are accurately recorded in the minutes and that your interest in speaking is recognized. If you wish to speak and are not recognized by the Mayor, please approach the podium prior to completion of discussion on the item. Speakers are allowed up to three minutes each, and if a large group wishes to express its views, it is more effective to have one spokesperson.

Items on the "Consent Calendar" are not discussed individually but are approved as a group with one motion. If a citizen wishes to speak on an item on the Consent Calendar, he or she may come to the podium at the time announced by the Mayor and request that the item be pulled for discussion by the Council.

Anyone wishing to address the Council on a nonagenda item may do so during the "Oral Communications" part of the agenda. Speakers are allowed to speak one time on any number of topics for up to three minutes.

Reducing Time For Public Input: For any single agenda item and for Oral Communications from the Public, if there appears to be 15 or more speakers and the Council might not be able to conclude the scheduled agenda items for the meeting if speakers were allotted three (3) minutes each, the Mayor may reduce speaking time to no less than two (2) minutes per speaker unless there is an objection from Council, in which case majority vote shall decide the issue without debate.